

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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	:
MICHELLE HOLUBAR, and	:
BJORN J. HOLUBAR,	:
	:
	:
Plaintiffs,	:
	:
v.	:
	:
	:
TOM ALLEN, aka	:
TOMMY ALLEN, aka	:
THOMAS ALLEN, dba	:
TOM ALLEN EXCAVATING, and	:
JOAN ALLEN,	:
	:
Defendants.	:
	:
-----X	

2007 CV 7185  
(S. Robinson/M. Fox)

**CERTIFICATE OF SERVICE**

I Bjorn J. Holubar, Esq., an attorney admitted to practice in the Southern District of New York, do hereby t affirm under penalty of perjury that:

1-Plaintiffs' Opposition to defendants' Motion to Dismiss and Alternative Application for Leave to Amend, with appended exhibits, and

2-this Certificate of Service,

were served on counsel for defendants:

John H. Hersh, Esq.  
First Federal Building, Suite 212  
Peekskill, New York 10566

by ECF as promulgated by the Local Rules of this Court and by Federal Express on the 29<sup>th</sup> day of October 2007.

Bjorn J. Holubar /s/

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Bjorn J. Holubar, Esq.